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MEPCO FINANCE CORPORATION  
7

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10

11 JACKIE L. HIGH, individually and on  
Behalf of All Others Similarly Situated,

12 Plaintiff,  
13

14 v.

15 THE CHOICE MANUFACTURING  
COMPANY, INC., MEPCO FINANCE  
CORPORATION, and DOES 3 through 20,  
16 inclusive,

17 Defendant.  
18

Case No. CV 11 5478

**STIPULATION AND ~~[PROPOSED]~~  
ORDER EXTENDING DEFENDANT  
MEPCO FINANCE CORPORATION'S  
DEADLINE TO FILE REPLY IN  
SUPPORT OF MOTION TO DISMISS**  
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20 WHEREAS, on January 11, 2012, plaintiff Jackie L. High ("Plaintiff") filed her First  
Amended Complaint ("Complaint") against The Choice Manufacturing Company, Inc.  
21 ("Choice") and MEPCO Finance Corporation ("MEPCO") captioned *High v. The Choice*  
22 *Manufacturing Company, Inc., et al.*, Case No. CV-11-05478-EMC;

23 WHEREAS the Parties previously stipulated to continue the deadline for Defendants to  
24 answer or otherwise respond to the Complaint to February 17, 2012;

25 WHEREAS on February 17, 2012, MEPCO filed a motion to dismiss the Amended  
26 Complaint pursuant to Federal Rules of Civil Procedure 8(a), 9(b) and 12(b)(6) ("Motion to  
27 Dismiss"), which is currently set for hearing on April 6, 2012 in this Court;

28 WHEREAS pursuant to the briefing timelines outlined in the Local Civil Rules, Plaintiff

1 filed an opposition to the Motion to Dismiss on March 2;

2 WHEREAS the current deadline for MEPCO to file a reply in support of the Motion to  
3 Dismiss is March 9, 2012;

4 WHEREAS MEPCO has requested and Plaintiff has agreed that MEPCO's deadline to  
5 file its reply in support of the Motion to Dismiss should be extended to March 16, 2012. The  
6 purpose of this stipulation is to permit MEPCO's counsel, who is currently engaged in a binding  
7 arbitration out of state, sufficient time to adequately prepare the reply;

8 WHEREAS on February 21, 2012, Plaintiff and MEPCO stipulated to continue the Case  
9 Management Conference from March 2, 2012 to April 27, 2012 at 9:00 a.m. Pursuant to that  
10 stipulation, Plaintiff and MEPCO further agreed to continue their mutual obligations under  
11 F.R.C.P. 26, including the deadline to make initial disclosures. The stipulation indicated on page  
12 2, lines 18-19, that the deadline to make initial disclosures was continued to April 20, 2013. This,  
13 however, was a typographical error as the parties intended to continue the deadline to make initial  
14 disclosures to April 20, 2012.

15 Accordingly, Plaintiff and MEPCO hereby stipulate that MEPCO' deadline to file its reply  
16 in support of the Motion to Dismiss is March 16, 2012. Plaintiff and MEPCO further stipulate  
17 that the typographical error contained in the previous stipulation should be corrected to continue  
18 the deadline to make initial disclosures to April 20, 2012.

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1 IT IS ACCORDINGLY STIPULATED, by and between undersigned counsel for the  
2 parties, that MEPCO'S deadline to file its reply in support of the Motion to Dismiss should be  
3 extended to March 16, 2012. It is further stipulated that the typographical error contained in the  
4 previous stipulation should be corrected to continue the deadline to make initial disclosures to  
5 April 20, 2012.

6  
7  
8 DATED: March 8, 2012

DOWNEY BRAND LLP

9  
10 By: /s/ Spencer W. Christensen  
11 SPENCER W. CHRISTENSEN  
12 Attorney for Defendant  
MEPCO FINANCE CORPORATION

13 DATED: March 8, 2012

THE MEHDI FIRM

14  
15 By: /s/ Azra Mehdi  
16 AZRA MEHDI  
17 Attorney for Plaintiff  
JACKIE L. HIGH, individually  
and on Behalf of All Others Similarly Situated

18 Pursuant to General Order No. 45 Section X(B), all signatories concur in filing this stipulation.  
19

20 Dated: February 21, 2012

By: /s/ Spencer W. Christensen

21  
22 **[~~PROPOSED~~] ORDER**

23 PURSUANT TO STIPULATION, IT IS SO ORDERED

24 Dated: 3/9/12

25 THE HONORABLE

